

REMARKS

The Applicants thank the examiner for the courtesy extended during a telephone call on January 6, 2005.

During the telephone call, the following was discussed:

- (A) No exhibit was shown.
- (B) No claims were specifically discussed.
- (C) No references were discussed.
- (D) No amendment was discussed.
- (E) An office action was mailed on July 9, 2004 with no indication that it was a final office action. On November 9, 2004, Applicants filed a response to the non-final office action of July 9, 2004. On December 20, 2004, the USPTO issued an advisory action indicating that the amendments proposed in the November 9, 2004 response would not be entered, and recommending that an RCE be filed.

During the telephone conversation on January 6, 2005, the Applicants asserted that, because the July 9, 2004 office action was not final, that the amendments and arguments submitted on November 9, 2004 should be entered and considered.

- (F) Applicants respectfully note that the name of the attorney participating in the telephone interview was John McGroarty, not John McCarthy as indicated on the PTOL-413.
- (G) The examiner agreed that the July 9, 2004 office action was not final, and that the amendment filed on November 9, 2004 would be entered and considered.
- (H) There was no e-mail correspondence.


CONCLUSION

In view of the remarks herein, reconsideration and withdrawal of all pending rejections is respectfully requested. The Office is authorized to charge any additional fees or credit any overpayments under 37 C.F.R. § 1.16 or 1.17 to Deposit Account No. 11-0600.

Respectfully submitted,

Dated: April 6, 2005

By: _____


John P. McGroarty
Reg. No. 41,186

KENYON & KENYON
1500 K Street, N.W.
Suite 700
Washington, DC 20005
(202) 220-4227